

**CITY OF GAUTIER
Business Agenda Item #4
Fact Sheet**

Council Meeting:
Title:

**March 17, 2015
Resolution Declaring that a Necessity Exists for
the Removal of Four (4) Protected Trees for
Bienville Gautier Medical Office located at 6300
Allen Road**

Introduced by:
Contact Person/Telephone

Chandra Nicholson 497-8000 ext. 312

Summary Explanation: Approval of a resolution declaring that a necessity exists for the removal of four (4) protected trees for Bienville Gautier Medical Office at 6300 Allen Road.

EXHIBITS FOR REVIEW

Resolution	<input checked="" type="checkbox"/>
Ordinance	<input type="checkbox"/>
Contract	<input type="checkbox"/>
Minutes	<input type="checkbox"/>
Plan Maps	<input type="checkbox"/>
Order	<input type="checkbox"/>
Other	<input type="checkbox"/>
Submittal Authorization	City Manager

Staff Recommendation:
Approval

Motion Made by:

Gollott	<input type="checkbox"/>	Martin	<input type="checkbox"/>	Jones	<input type="checkbox"/>	Guillotte	<input type="checkbox"/>	Vaughan	<input type="checkbox"/>	Anderson	<input type="checkbox"/>	Colledge	<input type="checkbox"/>
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Second Made by:

Gollott	<input type="checkbox"/>	Martin	<input type="checkbox"/>	Jones	<input type="checkbox"/>	Guillotte	<input type="checkbox"/>	Vaughan	<input type="checkbox"/>	Anderson	<input type="checkbox"/>	Colledge	<input type="checkbox"/>
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Voted as follows:		Ayes	Nays	Abstained	Absent
Mayor	Gollott	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
At Large	Martin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 1	Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2	Guillotte	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3	Vaughan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4	Anderson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 5	Colledge	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Action Taken:

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

RESOLUTION NUMBER 000-2015

A Resolution Declaring That a Necessity Exists for the Mitigation of Four (4) Protected Tree for Bienville Gautier Medical Office on Allen Road, Gautier Mississippi

WHEREAS, Article XI of the Gautier Unified Development Ordinance requires the City Council adopt a resolution finding a necessity for the removal of protected trees; and

WHEREAS, any applicant who requests a permit to remove protected trees shall be required to prepare and implement a tree mitigation and preservation plan. Mitigation plans shall include provisions for planting the same species of protected tree, temporary or permanent irrigation, and monitoring for a two-year period, or an in-lieu fee; and

WHEREAS, to determine whether a request warrants a finding of necessity, the Council shall consider the Comprehensive Plan, the intent of the Unified Development Ordinance to preserve protected trees, whether the continued preservation of the tree(s) places a significant hardship on the property owner, whether the continuation of the tree(s) would threaten public safety and welfare, and whether all other options for preservation and/or relocation have been explored and found unsatisfactory; and

WHEREAS, Bienville Gautier Medical Office must remove four (4) protected trees on the property in order to construct a regional medical complex; and

WHEREAS, the Unified Development Ordinance specifies mitigation may be accomplished by either an on-site or off-site mitigation plan; and

WHEREAS, Bienville Gautier Medical Office proposes a combination on-site/off-site mitigation plan with public benefit. The Owner agrees to mitigate the loss of the four (4) protected trees by planting and maintaining fifty-eight (58) 15 gallon trees or twenty-six (26) 24" box trees of the same species of protected trees being removed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gautier, Mississippi, that:

Section 1. Finding of Necessity. For the aforesaid reason, this Council hereby finds, determines and declares that a necessity exists with respect to the removal of four (4) protected trees at 6300 Allen Road, Gautier, MS 39533 for the construction of a regional medical complex, and approves the tree mitigation plan described in Section 2.

Section 2. Mitigation shall consist of planting and maintaining fifty eight (58) 15 gallon trees or twenty-six (26) 24" diameter box trees. Plantings will be either on site in accordance with an approved landscape plan or off-site at a location approved by the Director of Economic Development and Planning.

Section 3. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Motion made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

AYES:

NAYS:

DULY ADOPTED this _____ day of _____, by the City Council of Gautier, Mississippi.

ATTEST:

City Clerk
Cynthia Russell

Mayor Gordon Gollott